

**THE SEWER BOARD OF THE CITY OF NEW ALBANY, INDIANA HELD A MEETING IN THE 3<sup>RD</sup> FLOOR ASSEMBLY ROOM OF THE CITY/COUNTY BUILDING, NEW ALBANY, INDIANA ON TUESDAY, AUGUST 1, 2006 AT 3:35 P.M.**

**PRESENT:** Chairman Mayor James Garner, Vice Chairman Bill Utz, Mark Seabrook, Todd Solomon and Larry Kochert.

**OTHERS:** Attorney Greg Fifer, Brian Dixon, EMC, and City Clerk Marcey Wisman.

**CALL TO ORDER:**

Mayor Garner called the meeting to order at 3:36 p.m.

**PLEDGE OF ALLEGIANCE:**

**APPROVAL OR CORRECTION OF THE FOLLOWING MINUTES:**

Corrections were made.

Mr. Utz moved to approve with changes, Mr. Solomon second, all voted in favor.

**COMMUNICATIONS - PUBLIC:**

Bill Thorp brought a plat to be signed by the board for Blackberry Ridge subdivision.

**COMMUNICATIONS - CITY OFFICIALS**

Mr. Solomon asked if we had a check for the truck yet.

Mr. Sartell stated that we have not.

Mr. Solomon asked if the Georgetown contract has been signed.

Mr. Fifer replied yes and that he had it with him.

Mr. Solomon asked if the bid award for the Robert E. Lee Interceptor has been executed.

Mayor Garner replied that Mr. Christmas is on the agenda and has those documents with him.

Mr. Solomon asked the status of 15<sup>th</sup> Street

Mr. Dixon explained that there was a water main break last Thursday and that they will have to go below the sewer lines. He stated there was a cave-in Thursday that caused the rail line to slip. Reynolds is going to be coming in and he is going to get a quote to do repairs to that line.

Mr. Solomon stated that it is time to do studies on that line.

**There was a lengthy discussion regarding the 15<sup>th</sup> Street line, the effects of the railroad on the line and moving the line to a different area. It was decided to take action to patch the problems that they are currently having but that a permanent fix needs to be looked into.**

Mr. Fifer stated that we need to get a consultant to see what the impact of each of the utilities that run under the railroad has and look for help paying for the fix or perhaps to get grant money.

Mr. Solomon agreed.

Mr. Solomon motioned to seek statement of qualifications from engineering firms

**regarding infrastructure in the vicinity of the 15<sup>th</sup> Street railroad tracks, Mr. Kochert second, all voted in favor.**

**Mr. Solomon** asked if we ever went down in the bar screen wet well.

**Mr. Dixon** said yes, and they saw nothing that looked like missing pieces of concrete or new pieces of concrete and he isn't sure where it came from.

**Mr. Solomon** got a visit from the EPA and IDEM investigators and they agree with him that there is an over-site within the system and that there needs to be a full staff that does not change with the different political administrations. He also stated that it was made clear to him that consultants are consultants and when it comes down to the bottom line, the city is who is held responsible for the system.

**Mr. Solomon then made a motion to advertise and hire a utility manager that is either a professional engineer or a class IV certified operator for a salary of \$65,000.00 and would be welcome to take his position on the board for another \$7,500.00 which would make the total \$72,500.00 with benefits, there was no second.**

**Mr. Seabrook** stated that he feels that the board also needs to be reorganized and needs to be a three man board to include people with the knowledge like Mr. Solomon and Mr. Utz have and do away with the partial votes and you can include his salary that he doesn't receive. He stated that he would not vote for the motion until they go to the Council and tell them that they want the board changed.

**There was a lengthy discussion regarding what needs to be done to bring the board up to the standards of what is expected by the EPA and the problems that arise from relying solely on consultants.**

**Mr. Solomon** stated that it is his opinion that the only way to effectively run the sewer utility is to create a sewer district and stop running it politically.

**There was a lengthy discussion regarding the pros and cons of forming a sewer district.**

**Mr. Solomon motioned that we explore the possibility and possibly advertise after September 1<sup>st</sup> for the position of utility manager and they be a class IV operator or a professional engineer, Mr. Utz second, Mr. Seabrook and Mr. Kochert abstained, Mayor voted aye.**

**Mr. Utz** proposed that Tina spend half her time working on liens. He felt that she could take off with this.

**Mr. Utz motioned that Tina Haley spend 4 hours each day working on liens until they are caught up, Mr. Solomon second, Mr. Utz, Mr. Solomon and Mr. Seabrook voted aye, Mr. Kochert abstained, Mayor voted nay.**

**Mr. Fifer** asked if she would be working for Kelly or would the Mayor be the one to oversee her.

**Mr. Utz** felt that it would work better to have the Mayor oversee Tina.

**Mr. Kochert** stated that we need to increase Ms. Welsh's salary.

**There was a lengthy discussion of the present salary ordinance and the proposed budget for 2007-2008.**

#### **SEWER ADJUSTMENTS:**

#### **NEW BUSINESS:**

**Item #1 - Mary Hall, 1812 Rita Drive, re: drainage pipe behind home gets full and floods her home**

**Roy Hall** stated that he is having a problem with run off water from all of his neighbors on Rita Drive.

**Mayor Garner** asked if they have talked with someone in the drainage department.

**The Hall** stated that they have.

**Mayor Garner** stated that they need to get the drainage department come out and look at it.

**Item #2 - Charles Murphy for Wanda Clark re: Kid's Club**

**Mr. Murphy** addressed the board and stated that it has been worked out.

**Item #3 - Charles Murphy for Lodgekeepers III re: sewer reimbursement  
He stated that this goes back to 2002 and is in regards to a back up**

**Mr. Seabrook** asked if they could send out an inspector to check that the water did not go into the sewer system.

**Mr. Dixon** will go out and look into it.

**OLD BUSINESS:**

**Item #1 - Clark Dietz, re: Robert E. Lee Interceptor bid award**

**Wes Christmas** brought forward the bid to be signed.

**Mayor Garner** asked everyone to look over the Georgetown Agreement to look over what they would need to sign.

**Mr. Fifer** stated that requested edits had been made.

**Mr. Utz made a motion to approve the Georgetown Agreement, Mr. Solomon second, all voted in favor.**

**Item #2 - Donohue, re: Project Status and Contract Amendment for Basin 35 Master Plan**

**Mr. Dixon** reported that there is a section of line in basin 39 that we do not have an easement for and the gentleman will not let us on his property to check the invert of the line.

**Mr. Fifer** stated that he has authority to go on the property. He also reported that he got a call from Ruckman and they are wondering when the master plan will be finished.

**Mr. Dixon** stated that he could find out and call Mr. Ruckman.

**Mr. Fifer** stated that we need to find out if they can pay the \$2,000.00 and get a report on that area where they want to build the apartment building.

**Mr. Solomon** stated that we need to start looking at a system for a development charge so that they pay for the part of the system that we build out.

**Mr. Kochert** stated that there had been an impact fee on the Harbison project and it was suppose to carry on through all developments.

**Mayor Garner** stated that it was a project fee not an impact fee.

**There was a lengthy discussion regarding creating a system development fee through a new ordinance.**

**Mayor Garner** asked if anyone wanted to discuss the rate increase.

**Mr. Seabrook** brought up questions regarding the \$500,000.00 that is required to be done in projects and whether or not the Robert E. Lee interceptor would qualify as work that would fall under the \$500,000.00.

**There was a lengthy discussion regarding the projects that have been prioritized and that there will always be projects that need to be done that will count against the \$500,000.00.**

**Mr. Fifer** stated that he thinks it is important that this board is united on the plan that has been presented by Umbaugh when they present it to the Council.

**Mr. Solomon** voted on it and supports it.

**Mr. Seabrook** stated that he wasn't there and did not vote for it. He explained that it is a savings in a sense of needing more operating capital in the cash flow but you are still going to pay it eventually. He stated that he is more in favor of using the \$3.3 million to take care of that cash flow problem. He added that he didn't have input in the discussion with the state revolving fund and had asked twice about what would happen if we made a payment; would we have more time to look at other options and no one said no. He stated that he would abstain if he needs to so it will be a unified front.

**Mayor Garner** stated that abstaining is not a unified front.

**There was a lengthy discussion regarding the long-term and short-term effects on the sewer utility.**

#### **EMC REPORT:**

##### **Item #1 - Rob Sartell re: Tort Claims**

**Elgin Carpenter, Lafayette Drive, had a** backup and he does not have the rider on his insurance. He paid \$3,826.40 out of pocket. He stated that the blockage was in the main sewer line.

**Mr. Utz moved to pay, Mr. Solomon second, all voted in favor.**

##### **Item #2 - Rob Sartell re: response to citizen concerns**

**Mr. Sartell** presented responses to Ms. Valla Ann Bollovshak's allegations and explained them in detail. Said responses are on record in the City Clerk's office.

#### **BIDS:**

#### **CLAIMS:**

**Mr. Sartel** presented the following claim:

**K& E Environmental                \$2905.16**

**Mayor Garner** questioned them about billing us for the Linda Drive manhole and the mileage.

**Mr. Solomon moved to approve less the Linda Drive item and the travel, Mr. Utz second, all voted in favor.**

**Mr. Dixon** presented the following pay requests:

**Pay Request**

**August 1, 2006**

**City of New Albany WWTP RAW Wastewater Pump Station Screening**

<b>MAC Construction</b>	Original Contract	\$724,900.00
	Change Order #1	\$1,304.43
	New Contract Total	\$726,204.43
	Pay request #6	(\$108,785.00)
	Pay Request #5	(\$99,379.43)
	Pay request #4	(\$163,004.60)
	Pay request #3	(\$83,857.50)
	Pay request #2	(\$121,158.90)
	Pay Request #1	(\$83,857.50)
	Remaining Balance	\$66,161.50
<b>Headworks Inc.</b>	Retainage Bar Screen #1	\$10,554.83

<b>Donohue &amp; Associates</b>		
Invoice No. 10959-05		\$5,182.20

<b>Team Contracting</b>		
High Water Road Repair		\$13,097.02

**Mr. Solomon motioned to approve, Mr. Utz second, all voted in favor.**

**Mr. Dixon** also presented a claim from DSD for the Lafollette line in the amount of \$63,574.84.

**Mr. Utz motioned to approve, Mr. Solomon second, all voted in favor.**

**Mark McCormick** presented the July 26 report for the Wastewater Utility which is on file with the City Clerk's office.

**ADJOURNMENT:**

There being no further business before the Sewer Board, the meeting adjourned at 5:30 p.m.

Respectfully submitted,

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Mayor James Garner, Chairman

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Marcey J. Wisman, City Clerk